

BUSINESS AND NONINSTRUCTIONAL OPERATIONS

Ethics in Public Contracting

The superintendent shall see that all employees of the Stafford County School Board engaged in the procurement of goods and services are aware of Article 4 of the Virginia Public Procurement Act, entitled "Ethics in Public Contracting."

These employees shall also be informed that the board demands compliance with both the word and intent of the law.

Editor's Note

See also school division regulation #R4-2 and school board policy #5-20 Conflict of Interests.

Legal Reference:

Virginia Public Procurement Act, Article 4, Ethics in Public Contracting (.11.72 et seq).

Code of Va., .11.74. Proscribed participation by public employees in procurement transactions.--"Except as may be specifically allowed by provisions of the State and Local Government Conflict of Interests Acts (.2.1-639.1 et seq.), no public employee having official responsibility for a procurement transaction shall participate in that transaction on behalf of the public body when the employee knows that:

1. The employee is contemporaneously employed by a bidder, offeror or contractor involved in the procurement transaction; or

2. The employee, the employee's partner, or any member of the employee's immediate family holds a position with a bidder, offeror or contractor such as an officer, director, trustee, partner or the like, or is employed in a capacity involving personal and substantial participation in the procurement transaction, or owns or controls an interest of more than five percent; or

BUSINESS AND NONINSTRUCTIONAL OPERATIONS

Ethics in Public Contracting (continued)

3. The employee, the employee's partner, or any member of the employee's immediate family has a pecuniary interest arising from the procurement transaction; or

4. The employee, the employee's partner, or any member of the employee's immediate family is negotiating, or has an arrangement concerning, prospective employment with a bidder, offeror or contractor." (1982, c. 647; 1985, c. 565; 1987, Sp. Sess., c. 1.)

Adopted by School Board: March 24, 1987